

**ORDINANCE BY COMMUNITY DEVELOPMENT/
HUMAN RESOURCES COMMITTEE**

May 6, 2002 02-0 -0599

**AMENDING THE ATLANTA OUTDOOR FESTIVALS
ORDINANCE OF 2000 SO AS TO PROVIDE THAT THE
COMMISSIONER OF THE DEPARTMENT OF PARKS,
RECREATION AND CULTURAL AFFAIRS SHALL
PERFORM THE FUNCTIONS PRESENTLY DELEGATED
TO THE CHIEF OF STAFF; AND FOR OTHER PURPOSES.**

Whereas, the Atlanta Outdoor Festivals Ordinance of 2000 ("the ordinance"), which is codified as Atlanta City Code (1995) §§ 138-186 through 138-208, provides that the Chief of Staff in the Office of the Mayor shall perform certain functions in connection with such ordinance, including the determination of classification and permit conditions for festivals; and

Whereas, the Commissioner of the Department of Parks, Recreation and Cultural Affairs has management responsibility over city parks, where the majority of the outdoor festivals are held.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That the Atlanta Outdoor Festivals Ordinance of 2000, which is codified as Atlanta City Code (1995) §§ 138-186 through 138-208, be, and the same hereby is, amended by amending Atlanta City Code § 138-187 thereof, entitled "definitions," so as to strike the definition of "Chief of Staff" contained therein, and to replace said definition (in proper alphabetical order of the definitions) with the definition of "Commissioner," which shall be as follows:

Commissioner, unless otherwise designated by the Mayor, refers to the Commissioner of the Department of Parks, Recreation and Cultural Affairs.

Section 2: That the Atlanta Outdoor Festivals Ordinance of 2000, which is codified as Atlanta City Code (1995) §§ 138-186 through 138-208, be and the same hereby is, amended by replacing the words "Chief of Staff", wherever they appear in said ordinance, throughout all sections thereof, with the word "Commissioner."

Section 3: That the Atlanta Outdoor Festivals Ordinance of 2000, which is codified as Atlanta City Code (1995) §§ 138-186 through 138-208, be, and the same hereby is, amended, by amending Atlanta City Code § 138- 204 thereof, entitled "Classification and approval," so as to delete the reference in Subsection (b) of said Section 138-204 to the Commissioner of the Department of Parks, Recreation and Cultural Affairs as this subsection reads prior to the instant amendment.

When so amended, the first sentence of Section 138-204 (b) shall read as follows:

(b) Streets may be closed, portions of streets and parks may be gated, and an admission fee may be charged in connection with an outdoor festival at the discretion of the Commissioner after consultation with the Chief of Police, the Fire Chief, and the Commissioner of Public Works, as may be appropriate, due regard being given to the public safety and environmental effects of such closing, provided that all reasonable steps are taken to minimize the adverse effect such closings may have upon the public.

Section 4: That all ordinances and resolutions in conflict herewith be, and the same are, hereby repealed and rescinded to the extent of said conflict, and only for purposes of this ordinance.

2002 Amendment Commissioner KES.1
3/18/02

LARGE DOCUMENT

**COPY CAN BE OBTAINED FROM
COUNCIL STAFF OFFICE – SUITE 2560 CITY HALL
330-6030**